GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – Panchayat Raj & Rural Development Department – Departmental proceedings initiated against Sri K.Vijaya Kumar, the then Panchayat Secretary, Bendapudi GP, Thondangi Mandal, East Godavari District (Now retired) under the provisions of Rule 20 of the A.P. Civil Services (CC&A) Rules, 1991 – Imposing Penalty of 10% cut in pension permanently - Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG-III) DEPARTMENT

G.O.Rt.No.680 Date:16/12/2021

Read the following:

1. From the Commissioner, PR&RD, A.P., Tadepalli, Guntur District, Letter.No.23394/CPR&RD/B1/2013/386729, Dt:23-09-2019.
2. Govt. Memo No.PRRO1-PROPVIG(ODIS)43/Vig.III/2019, dt.23.07.2020
3. From the Commissioner, PR&RD, A.P., Tadepalli, Guntur District, Letter .No. 386729/CPR&RD/B1/2020, Dt:07-06-2021.
4. Government Letter No.PRRO1-PROPVIG (ODIS)/43/VIG.III/2019/A2, Dt:29.10.2021.
5. From Secretary, APPSC Lr.No.515/DC&C/2021, Dated:02.12.2021

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ORDER:

In the reference 1st read above, the Commissioner, PR&RD has stated that, Sri K.Vijaya Kumar, the then Panchayat Secretary, Bendapudi GP, Thondangi Mandal, East Godavari District has committed certain irregularities in issuance of death certificate and as such the individual was taken into custody and arrested on 03.09.2013 by the Visakapatnam Police Authorities and later he was released on bail. Based on that, the District Collector, East Godavari has issued orders placing the individual under suspension vide his office Procgs. Roc.No.2466/2013-A2,dt.30.10.2013 and the orders acknowledged by the individual and he was approached the Hon'ble APAT and fled O.A.No.2621/2014 and the APAT in its orders dt.15.04.2014 has granted interim relief that "pending disposal of the O.A, the impugned proceedings are suspended and the respondents are directed to reinstate and continue the applicant in service". Accordingly, the delinquent officer was reinstated into service vide Commissioner, PR&RD Proceedings, Dt.04.08.2014.

2. Subsequently, the Commissioner, PR&RD has initiated disciplinary action by framing AOCs against Sri K.Vijaya Kumar, Panchayat Secretary, vide his office charge memo dt.08.04.2015 and the Charged Officer has submitted his WSD Dt.12.05.2015 and after that the Commissioner, PR&RD has appointed District Panchayat Officer, East Godavari as Enquiry Officer for conducting the enquiry on the charges framed against the above Charged Officer. The Enquiry Officer has submitted his enquiry report vide letter dt.16.07.2016 stating that the charge framed against the individual is held proved. The Commissioner, PR&RD has communicated the Enquiry Report to the Charged Officer vide memo dt.22.08.2016 and the Charged Officer has submitted his explanation on the findings of the Enquiry Report.

3. The Commissioner, PR&RD has submitted the disciplinary case of Charged Officer to Government since the Charged Officer was retired from service on 31.05.2019 on attaining the age of Superannuation and as per Rule 9 of the A.P. Revised Pension Rules, 1980, the Government is the competent authority for issue of final orders in respect of the Retired Employees.

(Contd.P.2)

4. Government after examination of the matter, keeping in view of the enquiry report submitted by the District Panchayat Officer, East Godavari (Enquiry Officer) and the explanation submitted by the Charged Officer, have taken a provisional decision i.e., to impose punishment of 10% cut in pension permanently against Sri K.Vijaya Kumar, the then Panchayat Secretary, Bendapudi GP, Thondangi Mandal, in this matter.

5. As envisaged in Rule 9 (2) (a) of Andhra Pradesh Revised Pension Rules, 1980, a show cause notice vide Govt. Memo No. PRRO1-PROPVIG(ODIS)43/Vig.III /2019, dt.23.07.2020 duly indicating the quantum of punishment was served on the Accused Officer.

6. In the reference 3rd read above, the Commissioner, PR&RD, AP has furnished the explanation of the Accused Officer wherein it is stated that the same facts have already been submitted to the Authorities previously by him in the wake of enquiry and requested to drop the charges and further action.

7. After examination of the explanation of the Charged Officer, it is decided to impose the penalty of 10% cut in pension permanently since no new grounds are found in his explanation to the show cause notice. In the reference 4th read above, the Andhra Pradesh Public Service Commission is requested to communicate the concurrence of the Commission to impose the above proposed penalty against the Charged Officer. The Andhra Pradesh Public Service Commission have concurred to impose the proposed punishment of Government i.e., penalty of 10% cut in pension permanently on him vide reference 5th read above.

8. Having consideration of facts of the case, Government hereby impose penalty of 10% cut in pension permanently against Sri K.Vijaya Kumar, the then Panchayat Secretary, Bendapudi GP, Thondangi Mandal, East Godavari District (Now retired) under Rule 9 of Andhra Pradesh Revised Pension Rule, 1980 on the proven allegation of committed irregularities in issuance of death certificate while functioning as Panchayat Secretary, Bedapudi GP, Thondangi Mandal, East Godavari District.

9. The Commissioner, Panchayat Raj & Rural Development, Tadepalli, Guntur District shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHARA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri K.Vijaya Kumar, the then Pt. Secy., Bendapudi GP, Thondangi Mandal, East Godavari District (Now retired) through the Commissioner, PR&RD, Tadepalli, Guntur District.
The Commissioner, PR&RD, Tadepalli, Guntur District.
Copy to:
The Accountant General (A&E), A.P., Vijayawada.
The PAO, A.P., Ibrahimpatnam
The Director Treasuries & Accounts, A.P., Ibrahimpatnam
The Secretary, A.P.Vigilance Commission, Velagapudi.
The Secretary, A.P.Public Services Commission, Vijayawada.
The P.S to Hon'ble Minister (PR&RD, M&G).
The P.S to Principal Secretary (PR&RD)
Sf/Sc

//FORWARDED :: BY ORDER//

SECTION OFFICER